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Attorneys for Plaintiff/Counter-Defendant
SANDISK CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

SANDISK CORPORATION,

Plaintiff,

vs.

LUCENT TECHNOLOGIES INC. and
ALCATEL-LUCENT, S.A.,

Defendants.

AND RELATED COUNTERCLAIM

Case No.: C 07-03618 JF

**SECOND DECLARATION OF
GREGORY L. LIPPETZ IN
SUPPORT OF SANDISK'S MOTION
FOR SUMMARY JUDGMENT**

1 I, Gregory L. Lippetz, declare as follows:

2 1. I am an attorney duly admitted to practice before this Court, and am a partner at
3 Bingham McCutchen, LLP, Counsel for SanDisk herein. This declaration is submitted in
4 support of SanDisk's Motion For Summary Judgment and Accompanying Reply Brief. If called
5 as a witness I would and could testify to the following:

6 2. Attached as Exhibit A is a true and correct copy of a document entitled Mutual
7 Non-Disclosure Agreement.

8 3. Attached as Exhibit B is a true and correct copy of an e-mail from Tanya de la
9 Fuente Holland to Ivan Chaperot, dated July 13, 2007.

10 I declare under penalty of perjury under the laws of the United States of America that the
11 foregoing is true and correct.

12 Dated: November 16, 2007
13

14 By: /s/ Gregory L. Lippetz
15 Gregory L. Lippetz
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